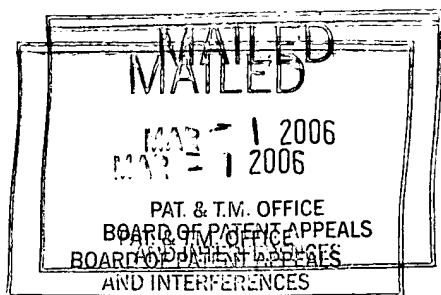




# UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES  
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Jameson Lee  
Telephone: (571) 272-9797  
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Applicants: Goldberg et al.  
Application No.: 10/722,032  
Filed: 11/25/03  
For: Substrate preparation process

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,422.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

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Jameson Lee  
Administrative Patent Judge

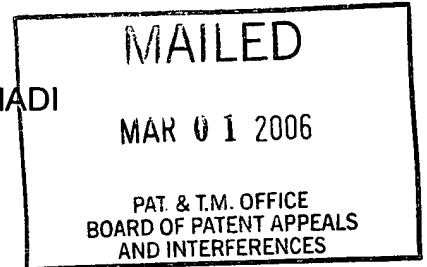
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P.O. Box 1450  
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Filed  
March 1, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

**JAY K. BASS, JOHN F. McENTEE,**  
**TIM J. LAZARUK and MARYAM MOBED-MIREMADI**  
Junior Party  
(Patent 6,649,348),



v.

**MARTIN GOLDBERG, MARTIN DIGGELMAN, EARL HUBBELL**  
**GLENN McGALL, NAM QUOC NGO, MACDONALD MORRIS,**  
**MEL YAMAMOTO, JENNIFER TAN and RICHARD P. RAVA**  
Senior Party  
(Application 10/722,032).

Patent Interference No. 105,422)  
(Technology Center 1600)

**DECLARATION - Bd.R. 203(d)<sup>1</sup>**

1 **Part A. Declaration of interference**

2 An interference is declared (35 U.S.C. § 135(a)) between the above-identified  
3 parties. Details of the application(s), patent (if any), reissue application (if any),  
4 count(s) and claims designated as corresponding or as not corresponding to the  
5 count(s) appear in Parts E and F of this DECLARATION.

6 **Part B. Judge managing the interference**

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 Administrative Patent Judge Jameson Lee has been designated to manage the  
2 interference. Bd. R. 104(a).

3 **Part C. Standing order**

4 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this  
5 DECLARATION. The STANDING ORDER applies to this interference.

6 **Part D. Initial conference call**

7 A telephone conference call to discuss the interference is set for **2:00 p.m. on**  
8 **April 26, 2006** (the Board will initiate the call).

9 No later than **four business days** prior to the conference call, each party shall  
10 file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204;  
11 SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

12 A sample schedule for taking action during the motion phase appears as Form 2  
13 in the STANDING ORDER. Counsel are encouraged to discuss the schedule prior to  
14 the conference call and to agree on dates for taking action. A typical motion period  
15 lasts approximately eight (8) months. Counsel should be prepared to justify any  
16 request for a shorter or longer period.

**Part E. Identification and order of the parties**

**Junior Party**

Named inventors: Jay K. Bass, Mountain View, CA  
John F. McEntee, Boulder Creek, CA  
Tim J. Lazaruk, Redwood City, CA  
Maryam Mobed-Miremadi, Sunnyvale, CA

Involved Patent: 6,649,348, granted November 18, 2003,  
based on application 09/896,572, filed  
June 29, 2001

Title: Methods for manufacturing arrays

Assignee: Agilent Technologies Inc.

**Senior Party**

Named Inventors: Martin Goldberg, Saratoga, CA  
Earl Hubbell, Mountain View, CA  
Glenn McGall, San Jose, CA  
Nam Quoc Ngo, Campbell, CA  
MacDonald Morris, Felton, CA  
Mel Yamamoto, Fremont, CA  
Jennifer Tan, Newark, CA  
Richard P. Rava, Redwood City, CA

Involved Application: 10/722,032, filed November 25, 2003

Title: Substrate preparation process

Assignee: None

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶ 154.2.1. The senior party is responsible for initiating settlement discussions. SO ¶ 126.1.

**Part F. Count and claims of the parties**

**Count 1**

Claim 1 of Bass' Patent 6,649,348

or

Claim 73 of Goldberg's Application 10/722,032

The claims of the parties are:

Bass: 1-29

Goldberg: 50-80

The claims of the parties which correspond to Count 1 are:

Bass: 1-29

Goldberg: 50-80

The claims of the parties which do not correspond to Count 1, and therefore are

not involved in the interference, are:

Bass: None

Goldberg: None

The parties are accorded the following benefit for Count 1:

Bass: None

Goldberg: Patent 6,706,875, granted March 16, 2004

Patent 6,307,042, granted October 23, 2001

Patent 5,959,098, granted September 28, 1999

**Part G. Heading to be used on papers**

The following heading must be used on all papers filed in this interference, see

SO ¶ 106.1.1:

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**JAY K. BASS, JOHN F. McENTEE,**  
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Senior Party  
(Application 10/722,032).

Patent Interference No. 105,422)  
(Technology Center 1600)

**Part H. Order form for requesting file copies**

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

/Jameson Lee/  
Administrative Patent Judge

Enc:

Copy of STANDING ORDER  
Form PTO-850  
Copy U.S. Patent 6,649,348  
Copy of claims of Application 10/722,032

Revised 3 January 2006

cc (via overnight delivery):

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